

Message Text

UNCLASSIFIED

PAGE 01 MADRID 01010 280633Z
ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-05 CIAE-00 COME-00
DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 L-03 SS-15
NSC-05 /056 W
-----073359 290728Z /20

R 272046Z JAN 78
FM AMEMBASSY MADRID
TO SECSTATE WASHDC 3275

UNCLAS MADRID 01010

E.O. 11652: N/A
TAGS: EAIR, SP
SUBJECT: CIVAIR: NOTICE OF DISSATISFACTION WITH IBERIA
APEX FARES

REF: STATE 20653; MADRID 951

1. NOTE VERBALE PER REFTEL WAS SENT TO MINISTRY OF FOREIGN AFFAIRS JANUARY 26. SINCE EMBASSY WILL PROBABLY BE INVOLVED IN DISCUSSIONS OF THIS IBERIA FILING WE WOULD APPRECIATE RECEIVING DETAILS OF THE PROPOSED TARIFF (FARE, NUMBER OF DAYS ADVANCE PURCHASE, MINIMUM/MAXIMUM STAY, INDIVIDUAL OR GROUP, ETC.). IF THIS INFORMATION COULD BE PROVIDED EMBASSY WITH ALL FUTURE REQUESTS TO TRANSMIT EXPRESSIONS OF USG DISSATISFACTION IT WOULD BE VERY USEFUL.

2. AS NOTED IN MADRID 951, A CERTAIN LACK OF CLARITY IN INTERPRETATION OF THE 1973 BILATERAL AIR TRANSPORT SERVICES AGREEMENT HAS SURFACED DURING EMBASSY'S RECENT DISCUSSIONS WITH SPANISH AUTHORITIES, ESPECIALLY WITH REGARD TO "DISAPPROVAL" OR "SUSPENSION" OF A TARIFF. SPANISH AUTHORITIES CONSIDER A "NOTICE OF DISSATISFACTION" UNDER ARTICLE 10(D) OR (E) AS A "DISAPPROVAL" OR "SUSPENSION" OF THE FARE, IN SPITE OF THE PROVISION IN THOSE
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 MADRID 01010 280633Z

SECTIONS FOR CONSULTATIONS IN EFFORT TO REACH AGREEMENT ON "APPROPRIATE RATE" AND PROVISIONS OF ARTICLE 10(G) IN CASES WHERE AGREEMENT CANNOT BE REACHED.

3. EMBASSY'S UNDERSTANDING OF PROCEDURE IS THAT "NOTICE OF DISSATISFACTION" IS FOLLOWED BY CONSULTATIONS DURING PERIOD UP TO EFFECTIVENESS DATE (FOR NEW TARIFF) OR FOR

PERIOD OF SIXTY DAYS (FOR EXISTING TARIFF). IF AT END OF RESPECTIVE PERIODS NO AGREEMENT IS REACHED, THE AERONAUTICAL AUTHORITIES OF THE "PARTY RAISING THE OBJECTION" MAY TAKE STEPS CONSIDERED NECESSARY TO PREVENT INAUGURATION OR CONTINUATION OF QUESTIONED TARIFF.

4. IN CASE OF TWA'S FILING OF "LIBERALIZED" APEX WITH SPANISH AUTHORITIES, A NOTICE OF DISSATISFACTION WAS SENT THROUGH EMBASSY, AS PROVIDED IN ARTICLE 10(D) AND AT SAME TIME SUBSECRETARIAT OF CIVIL AVIATION SENT TELEX TO TWA SAYING THE FILING WAS NOT APPROVED. EMBASSY ASSUMES THIS WOULD SATISFY THE REQUIREMENTS OF THE BILATERAL AGREEMENT. SIMILARLY, IN THE CASE OF U.S. OBJECTION TO THE IBERIA JANUARY 6 FILING (STATE 20653), NOW THAT WE HAVE SENT "NOTICE OF DISSATISFACTION", WE WOULD ASSUME THAT CAB WILL NOTIFY IBERIA DIRECTLY IF TARIFF IS, IN FACT, SUSPENDED ON EFFECTIVENESS DATE (FEBRUARY 20) OR THEREAFTER.

5. ACTION REQUESTED: EMBASSY WOULD APPRECIATE RECEIVING INFORMATION ON IBERIA FILING AND CLARIFICATION OF PROCEDURAL ASPECTS OF BILATERAL AGREEMENT AS REQUESTED ABOVE.
STABLER

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, AIR FARES
Control Number: n/a
Copy: SINGLE
Draft Date: 27 jan 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978MADRID01010
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780043-0792
Format: TEL
From: MADRID
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780115/aaaaalyp.tel
Line Count: 85
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: f0af70df-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 78 STATE 20653, 78 MADRID 951
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 08 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3702094
Secure: OPEN
Status: NATIVE
Subject: CIVAIR: NOTICE OF DISSATISFACTION WITH IBERIA APEX FARES
TAGS: EAIR, SP
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/f0af70df-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014